

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office..... FEB 5 1974
 Returned to applicant for correction..... MAR 13 1974
 Corrected application filed..... MAY 7 1974
 Map filed..... MAY 13 1974

The applicant..... W. D. & Gertrude Embry, Sr.
 of..... P. O. Box 56....., COUNTY of..... Lathrop Wells, Nye Co.
 State of..... Nevada 89020....., hereby make..... application for permission to appropriate the public
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorpora-
 tion; if a copartnership or association, give names of members.).....

1. The source of the proposed appropriation is..... Underground
Name of stream, lake or other source.
2. The amount of water applied for is..... 2.0.....second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet..... acre-feet
3. The water to be used for..... Quasi-Municipal & Domestic
Irrigation, power, mining, manufacturing, domestic, or other use.
4. If use is for:
 - (a) Irrigation (state number of acres to be irrigated).....
 - (b) Stockwater (state number and kinds of animals to be watered).....
 - (c) Other use (describe fully under "No. 12. Remarks").....
 - (d) Power:
 - (1) Horsepower developed.....
 - (2) Point of return of water to stream.....
5. The water is to be diverted from its source at the following point:..... SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 2, T.18S.,
R.49E., M.D.B.&M. witch is closing corner Sec 2: and 3: bear North
Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,
890: 9 Minutes, 50 Seconds West. 2482. Point: 66.
it should be stated.
6. Place of use..... SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, por. SW $\frac{1}{4}$ SW $\frac{1}{4}$, S. 2, T.18S., R.49E.;
Describe by legal subdivision, if on unsurveyed land it should be so stated.
and NW $\frac{1}{4}$ NE $\frac{1}{4}$, portion NE $\frac{1}{4}$ NW $\frac{1}{4}$, S. 11, T.18S., R.49E.; all
M.D.B.&M.
7. Use will begin about..... 1 Jan...... and end about..... 31 Dec......, of each year.
Month Month
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
 specifications of your diversion or storage works.)..... Well, pump, motor, possible
storage tank, distribution system.
State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works.....\$20,000.....
10. Estimated time required to construct works.....2 yr.....
11. Estimated time required to complete the application to beneficial use.....3 yr.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

228 Single Family Dwellings (part mobile home) plus 38 single family 1-Acre plots, commercial enterprises (bar, cafe, and various commercial enterprises - up to 28).

Applicant s/ W. D. & Gertrude Embry, Sr.

By s/ W. D. Embry
P. O. Box 56
Lathrop Wells, Nevada 89020

Compared 1k/cm 1k:cm

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to other groundwater development in the area. A measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water granted herein at any and all times.

A portion
CANCELED JUL 22 1993 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

State Engineer

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.0 cubic feet per second, but not to exceed 88.6 million gallons annually.

Actual construction work shall begin on or before February 29, 1975
Proof of commencement of work shall be filed before March 29, 1975
Work must be prosecuted with reasonable diligence and be completed on or before February 29, 1976
Proof of completion of work shall be filed before March 29, 1976
Application of water to beneficial use shall be made on or before February 29, 1978
Proof of the application of water to beneficial use shall be filed on or before March 29, 1978
Map in support of proof of beneficial use shall be filed on or before March 29, 1978

Commencement of work filed APR 2 1975
Completion of work filed APR 24 1975
Proof of beneficial use filed
Cultural map filed
Certificate No. Issued
Recorded Bk Page

IN TESTIMONY WHEREOF, I ROLAND D. WESTERGARD, State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 29th day of August

A.D. 19 74

State Engineer